

DAC  
JFW

**PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED  
UNINTENTIONALLY UNDER 37 CFR 1.137(b)**

Docket Number (Optional)  
IMMR-0043E

First named inventor: Chester L. Schuler

Application No.: 10/072,728

Art Unit: 2675

Filed: February 7, 2002

Examiner: Ming Hun Liu

Title: Interface Device with Tactile Responsiveness

Attention: Office of Petitions

**Mail Stop Petition**

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

FAX: (703) 872-9306

NOTE: If information or assistance is needed in completing this form, please contact  
Petitions Information at (703) 305-9282.

The above-identified application became abandoned for failure to file a timely and proper reply to a notice or action by the United States Patent and Trademark Office. The date of abandonment is the day after the expiration date of the period set for reply in the Office notice or action plus any extensions of time actually obtained.

**APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION**

NOTE: A grantable petition requires the following items:

- (1) Petition fee;
- (2) Reply and/or issue fee;
- (3) Terminal disclaimer with disclaimer fee -- required for all utility and plant applications filed before June 8, 1995; and for all design applications; and
- (4) Statement that the entire delay was unintentional.

1. Petition fee

☐ Small entity - fee \$\_\_\_\_\_ (37 CFR 1.17(m)). Applicant claims small entity status. See 37 CFR 1.27.

☒ Other than small entity - fee \$1,500.00 (37 CFR 1.17(m))

2. Reply and/or fee

A. The reply and/or fee to the above-noted Office action in  
the form of Amendment (identify type of reply):

☒ has been filed previously on June 13, 2005.

☐ is enclosed herewith.

B. The issue fee of \$ \_\_\_\_\_

☐ has been paid previously on \_\_\_\_\_.

☐ is enclosed herewith.

[Page 1 of 2]

This collection of information is required by 37 CFR 1.137. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 1.0 hour to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. **SEND TO: Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.**

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

11/04/2005 NGUYEN1 00000017 10072728

01 FC:1453

1500.00 OP

3. Terminal disclaimer with disclaimer fee


- ☒ Since this utility/plant application was filed on or after June 8, 1995, no terminal disclaimer is required.
- ☐ A terminal disclaimer (and disclaimer fee (37 CFR 1.20(d)) of \$\_\_\_\_\_ for a small entity or \$\_\_\_\_\_ for other than a small entity) disclaiming the required period of time is enclosed herewith (see PTO/SB/63).

4. Statement. The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional. [NOTE: The United States Patent and Trademark Office may require additional information if there is a question as to whether either the abandonment or the delay in filing a petition under 37 CFR 1.137(b) was unintentional (MPEP 711.03(c), subsections (III)(C) and (D))].

**WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**

10-31-2005

Date



Signature

Telephone  
Number: (408) 292-5800

David B. Ritchie (Reg. No. 31,562)

Typed or printed name

Thelen Reid & Priest LLP

Address

P. O. Box 640640

San Jose, CA 95164-0640

Address

Enclosures: ☒ Fee Payment

☐ Reply

☐ Terminal Disclaimer Form

☒ Additional sheets containing statements establishing unintentional delay

☒ Other : Request for Continued Examination (RCE) Transmittal; Fee Transmittal

CERTIFICATE OF MAILING OR TRANSMISSION [37 CFR 1.8(A)]

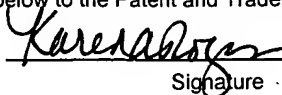
I hereby certify that this correspondence is being:

☒ deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: **Mail Stop Petition**, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

☐ transmitted by facsimile on the date shown below to the Patent and Trademark Office at (703) 872-9306.

11-1-05

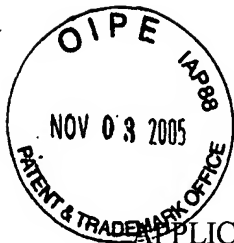
Date



Signature

Karen A. Rogers

Typed or printed name of person signing certificate



IMMR-0043E (034701-000068)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT: Chester L. Schuler et al.  
SERIAL NO.: 10/072,728 CONFIRMATION NO.: 2651  
FILING DATE: February 7, 2002  
TITLE: Interface Device with Tactile Responsiveness  
EXAMINER: Ming Hun Liu  
TELEPHONE: (703) 305-8488  
FAX: (703) 872-9306  
ART UNIT: 2675

**CERTIFICATE OF MAILING**

I hereby certify that this paper is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to: Mail Stop: Petition, Commissioner for Patents, P.O. Box 1450, Alexandria VA 22313-1450, on the date printed below:

Date: 11.1.05

Name: Karen A. Rogers  
Karen A. Rogers

Mail Stop: Petition  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED**  
**UNINTENTIONALLY UNDER 37 CFR 1.137(B)**

Dear Sir:

The above-identified application became abandoned for failure to file a timely and proper reply to a final office action mailed on December 9, 2004. The date of abandonment is June 9, 2005, as indicated in the Notice of Abandonment mailed September 8, 2005.

**1. Petition Fee**

The petition fee under 37 CFR 1.17(m) is enclosed herewith.

**2. Reply Fee**

A reply and fee to the above-noted Office action in the form of a Request for Continuing Examination and required fee are submitted herewith.

**3. Terminal Disclaimer**

Since this utility application was filed on or after June 8, 1995, no terminal disclaimer is required.

**4. Statement**

The entire delay in filing the required reply from the due date for the reply until the filing of a grantable petition pursuant to 37 CFR 1.137(b) was unintentional.


Conclusion

Early and favorable consideration is respectfully requested. Please charge any additional required fee or credit any overpayment not otherwise paid or credited to our deposit account No. 50-1698.

Respectfully submitted,

THELEN REID & PRIEST, LLP

Dated: 10/31/2005

  
\_\_\_\_\_  
David B. Ritchie  
Reg. No. 31,562

Thelen Reid & Priest LLP  
P.O. Box 640640  
San Jose, CA 95164-0640  
Tel. (408) 292-5800  
Fax. (408) 287-8040